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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91194504
Party	Defendant Cimarron Lumber and Supply Company
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Signature	/Scott R. Brown/
Date	08/21/2013
Attachments	Statement to TTAB Re Status of Civil Lit.pdf(31195 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the matter of Trademark Application No.77784368
For the Mark: SUTHERLAND LUMBER COMPANY

Sutherland Centennial Lumber Co. LLC,)	
Sutherland Building Materials Centers LP, and)	
Sutherlands West Texas, Inc.)	
)	
Opposers,)	
)	
vs.)	Opposition No. 91194504
)	
Cimarron Lumber and Supply Company)	
)	
Applicant.)	

**APPLICANT’S STATEMENT REGARDING
STATUS OF PENDING CIVIL ACTION**

Pursuant to the Board’s July 22, 2013 order, applicant Cimarron Lumber and Supply Company informs the Board that the civil action that occasioned the suspension of this opposition proceeding is still pending before the United States District Court for the District of Kansas. Since June 2013, the parties have jointly moved for the civil action to be stayed twice for the purposes of allowing them time to negotiate a settlement agreement. At this time, the civil action is no longer stayed but the parties continue to negotiate a settlement.

Dated: August 21, 2013

Respectfully submitted,

HOVEY WILLIAMS LLP

By: /s/ Scott R. Brown

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Attorneys for Applicant

Cimarron Lumber and Supply Company

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing, which was filed electronically with the Trademark Trial and Appeal Board, was served upon the attorney for the Opposer this 21st day of August, 2013, via U.S. Mail, postage prepaid, addressed to:

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